

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DAVID LEE SMITH,

Defendant.

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CASE NO. 8:04CR379

ORDER

This matter is before the Court on the Defendant's motion to extend his surrender date (Filing No. 74). The motion states that the government does not oppose the request if confirmation of the Defendant's medical condition can be had. Appropriate documentation is attached to the motion .

IT IS ORDERED:

1. The Defendant's motion to extend his surrender date (Filing No. 74) is granted;
2. The Defendant shall surrender for service of sentence at the institution designated by the United States Bureau of Prisons no later than 2:00 p.m. on November 28, 2005; and
3. The Clerk shall provide a certified copy of this order to the U.S. Marshal for this district.

DATED this 19th day of October, 2005.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge